

**FACSIMILE TRANSMITTAL
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JUL 27 2004

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Date: July 27, 2004
To: Examiner Pensco Do

Facsimile No.: 703-872-9306
From: Susan Tall

Re: US Application Serial No. 10/663,217 (atty docket LIFE-070DIV)

Examiner:

Pursuant to your telephone request this morning, I am re-sending a copy of the previously-filed amendment with the accompanying previously-filed transmittal forms, which amendment is responsive to the Office Action dated March 26, 2004.

This amendment was facsimile filed with the USPTO on June 14, 2004, as evidenced by the attached AUTO-REPLY FACSIMILE TRANSMISSION which shows USPTO receipt of the amendment on June 14, 2004.

Since the amendment is responsive to the Office Action dated March 26, 2004 for which a three month period for reply was given making the due date on or before June 26, 2004, and since the amendment was timely filed on June 14, 2004, this amendment is timely filed and Applicants believe that no fees for extensions of time are required.

If it is determined that fees are required, the Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number LIFE-070-DIV.

Susan Tall

Total number of pages, including this cover sheet: 10

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Please type a plus sign (+) inside this box →

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

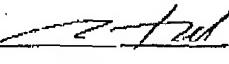
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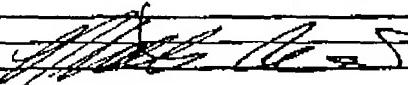
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number 10/663,217
		Filing Date September 15, 2003
		First Named Inventor OUYANG, TIANMEI
		Group Art Unit 1641
		Examiner Name Pensee T. Do
Total Number of Pages In This Submission 8		Attorney Docket Number LIFE-070DIV

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> In Duplicate	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> <input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	
<input type="checkbox"/> Express Abandonment Request	<input checked="" type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	SUSAN C. TALL, Reg. No. 52,272	
Signature	 <i>(Signature)</i>	
Date	Docketed <i>(Signature)</i> June 14, 2004	

CERTIFICATE OF FACSIMILE TRANSMISSIONI hereby certify that this correspondence is being facsimile filed under 37 C.F.R. §§ 1.6(d) and 1.8(a)(1)(b) addressed to: (703) 872-9306
on this date: June 14, 2004.Typed or printed name: **Marcia Clinicon** 
Signature

Date: June 14, 2004

Burden Hour Statement: This form is estimated to take .2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: P.O. Box 1450 Alexandria VA 22313-1450.
LFS-080US-DIV

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 110.00)

 Check Credit Card Money Order Other None Deposit Account:

Deposit Account Number	50-0815
Deposit Account Name	Bozicevic, Field & Francis LLP

 The Director is authorized to: (check all that apply) Charge fee(s) indicated below Credit any overpayments Charge Any Additional Fee(s) Required under 37 C.F.R. 1.17. Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1001 770	2001 385	Utility filing fee
1002 340	2002 170	Design filing fee
1003 530	2003 265	Plant filing fee
1004 770	2004 385	Reissue filing fee
1005 160	2005 00	Provisional filing fee

Fee Paid

SUBTOTAL (1)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims		Fee from below	Fee Paid
Total Claims	-20*	x	=
Indep. Claims	-3**	x	=
Multiplo Dependent			=
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	
1202 18	2202 9	Claims in excess of 20	
1201 06	2201 43	Independent claims in excess of 3	
1203 200	2203 145	Multiple dependent claim, if not paid	
1204 08	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) \$			

** or number previously paid, if greater; For Reissues, see above.

Complete If Known	
Application Number	10/663,217
Filing Date	September 15, 2003
First Named Inventor	OUYANG, TIANMEI
Examiner Name	DO, PENSEE T.
Art Unit	1641
Attorney Docket No.	LIFE-070DIV

FEE CALCULATION (continued)

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Description	
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	2,520 For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examination action	
1805 1,840	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 850	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavailable	
1453 1,330	2453 605	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1406 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 1005	Submission of Information Disclosure Stmt	
0021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.120(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
			110.00
		Other fee (specify) Terminal Disclaimer	
		SUBTOTAL (3) (\$)	110.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

Complete (if applicable)				
Name (Print/Type)	Susan C. Tall	Registration No. (Attorney/Agent)	52,272	Telephone (850) 833-7717
Signature	Tall	Date	06/14/2004	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-203B.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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CERTIFICATE OF FACSIMILE TRANSMISSION

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Facsimile No.: (703) 872-9306

Typed or Printed Name	Martha Cisneros		
Signature	<i>Martha Cisneros</i>	Date	6/14/04
AMENDMENT Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		Attorney Docket No.	LIFE-070DIV
		Confirmation No.	2349
		First Named Inventor	Tianmei Ouyang
		Application Number	10/633,217
		Filing Date	September 15, 2003
		Group Art Unit	1641
		Examiner Name	Do, Pensee T.
Title: "Diagnostics Based on Tetrazolium Compounds"			

Sir:

This amendment is responsive to the Office Action dated March 26, 2004 for which a three-month period for response was given making this response due on or before June 26, 2004. In view of the amendments to the claims and the remarks put forth below, reconsideration and allowance are respectfully requested.

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